

# **Exhibit 36**

**In The Matter Of:**

*Darcy Corbitt, Destiny Clark, and Jane Doe v.  
Hal Taylor, etc., et al.*

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*Destiny Clark  
November 8, 2018*

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*Baker Realtime Worldwide Court Reporting & Video  
250 Commerce Street  
Third Floor, Suite One  
Montgomery, Alabama 36104  
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Original File 11-8-18 Destiny Clark.txt

**Min-U-Script® with Word Index**

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

CIVIL ACTION NO.: 2:18-CV-00091-MHT-GMB

DARCY CORBITT, DESTINY CLARK, and JANE DOE,  
Plaintiffs,  
V.

HAL TAYLOR, in his official capacity as  
Secretary of the Alabama Law Enforcement  
Agency, et al.,  
Defendants.

DEPOSITION OF DESTINY CLARK

November 8, 2018

Taken before Elaine Scott, CCR,  
Commissioner for the State of Alabama at  
Large, in the Law Offices of the Alabama  
Attorney General, 501 Washington Avenue,  
Montgomery, Alabama, on Thursday, November 8,  
2018, commencing at approximately 9:00 a.m.

A P P E A R A N C E S

FOR THE PLAINTIFFS:

AMERICAN CIVIL LIBERTIES UNION FOUNDATION

Gabriel Arkles

125 Broad Street

18th Floor

New York, New York 10004

ALABAMA CIVIL LIBERTIES UNION FOUNDATION

Brock Boone

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P.O. Box 6179

Montgomery, Alabama 36106

FOR THE DEFENDANTS:

OFFICE OF THE ATTORNEY GENERAL, STATE OF

ALABAMA

Brad A. Chynoweth

501 Washington Avenue

Montgomery, Alabama 36130

1                   A P P E A R A N C E S (continued)

2

3       ALSO PRESENT:

4       Meredith Barnes

5

6       COURT REPORTER:

7       BAKER REALTIME WORLDWIDE REPORTING & VIDEO

8       Elaine Scott

9       250 Commerce Street

10      Third Floor, Suite One

11      Montgomery, Alabama 36104

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23

1 A. Destiny Clark.

2 Q. When were you born?

3 A. April 26, 1984.

4 Q. And that would make you how old?

5 A. Thirty-four. But a lady never  
6 tells her age.

7 Q. Well -- I'm going to submit  
8 Defendant's Exhibit 1.

9 (Defendant's Exhibit Number 1 was  
10 marked for identification. A copy  
11 is attached.)

12 Q. Is this an accurate copy of your  
13 birth certificate?

14 A. Yes, it is.

15 Q. And what is the name on the birth  
16 certificate?

17 A. The name on the birth certificate  
18 is my given name at birth. It's [REDACTED]

19 [REDACTED]

20 Q. And what is the sex on the birth  
21 certificate?

22 A. The sex I was assigned at birth is  
23 male.

1 Q. So where did you grow up?

2 A. I grew up in Odenville, Alabama.

3 Q. That's in St. Clair County?

4 A. It is.

5 Q. Did you go to high school there?

6 A. I did.

7 Q. Where did you go to high school?

8 A. St. Clair County High School.

9 Q. What did you do after you graduated  
10 high school?

11 A. I volunteered with a fire  
12 department and so I worked with an ambulance  
13 and the sheriff's office for a little bit.  
14 And then I moved to Birmingham.

15 Q. Approximately when did you move to  
16 Birmingham?

17 A. Oh, goodness. I graduated in -- so  
18 '04, late '04.

19 Q. And what did you in Birmingham  
20 around 2004?

21 A. I had a list of jobs from  
22 servers -- mainly food industry.

23 Q. And what did you do after that?

1 Q. And where did you move to?

2 A. I moved back home, back to  
3 St. Clair County.

4 Q. So you moved to St. Clair County in  
5 approximately 2011?

6 A. Sounds right, yes.

7 Q. And when did you move to the  
8 address that is on your current driver's  
9 license?

10 A. That was five years ago. We're  
11 going into our sixth year at our -- at the  
12 current house.

13 Q. What did you do in 2011 when you  
14 returned to St. Clair County?

15 A. So I immediately started working  
16 for Cracker Barrel Old Country Store.

17 Q. Okay. And how long did you work at  
18 that job?

19 A. I'm currently still employed there.

20 Q. So you've worked continuously at a  
21 Cracker Barrel in St. Clair County from 2011  
22 to the present?

23 A. Yes. I have two jobs currently.



1 Q. What is your second job?

2 A. I am a project recruiter and case  
3 manager for Birmingham AIDS Outreach as well.

4 Q. You said project recruiter --

5 A. Uh-huh.

6 Q. -- and case manager?

7 A. And a case manager.

8 Q. For -- what was the organization?

9 A. Birmingham AIDS Outreach.

10 Q. Is that paid or volunteered?

11 A. It is paid.

12 Q. How many times a week do you work  
13 for that organization?

14 A. I work there five days a week,  
15 full-time, forty hours.

16 Q. So your position at Cracker Barrel  
17 is a part-time position?

18 A. It is part-time now.

19 Q. And so you work primarily on  
20 weekends at Cracker Barrel?

21 A. Weekends. Some days I go in after  
22 I leave my other job.

23 Q. Do you have any plans on leaving

1 the state any time in the future?

2 A. I do not.

3 Q. So your current intent is to remain  
4 in the state for the foreseeable future?

5 A. This is my home, yes.

6 Q. I'm going to introduce Defendant's  
7 Exhibit 2.

8 (Defendant's Exhibit Number 2 was  
9 marked for identification. A copy  
10 is attached.)

11 Q. Can you tell me what Exhibit 2 is?

12 A. It is my state driver's license.

13 Q. And what is the sex designation on  
14 the driver's license?

15 A. It is the sex that I was assigned  
16 at birth, male.

17 Q. And just for purposes of this  
18 deposition, when I use the word sex  
19 designation I'm just referring to the field on  
20 your driver's license that says sex and  
21 whether it says M or F. That's what I mean by  
22 sex designation. Is that fair?

23 A. That's fair.

1 Q. I'm going to introduce Defendant's  
2 Exhibit 3.

3 (Defendant's Exhibit Number 3 was  
4 marked for identification. A copy  
5 is attached.)

6 Q. Can you tell me what this document  
7 is?

8 A. This is the order from Judge Mike  
9 Bowling when I legally changed my name.

10 Q. And when is the date of this  
11 document?

12 A. April 17th, 2015.

13 Q. What is your current gender  
14 identity?

15 A. I am a female.

16 Q. When did you first become aware  
17 that you were a female?

18 A. I have known from an early age that  
19 I've been female. I think maybe five is when  
20 I really realized I was female.

21 Q. Is there an age where one can say  
22 that your awareness of your identity was  
23 complete?

1           A. Can you -- what do you mean by your  
2 question?

3           Q. Thank you for asking that. When  
4 were you first fully aware that you were  
5 female?

6           A. Safely I would say I was fully  
7 aware that I was not like my brother and my  
8 cousins when I was about six. I was never the  
9 type to go and do boy things. I would stay  
10 inside with my grandmother and cook, make  
11 quilts. When we did play, we would play super  
12 heroes. I would always be the female  
13 character. My favorite character was Zena.  
14 So I would pretend to be Zena. So at an early  
15 age. I would safely say about six.

16           Q. Do you identify yourself as  
17 transgender?

18           A. I identify myself as a transgender  
19 female. However, I am a female.

20           Q. Can you explain, in your own words,  
21 what it means when you say you are a  
22 transgender female?

23           A. So in -- what I am, my gender

1 identity, is a female, a trans female, meaning  
2 that I was assigned male at birth, but I have  
3 since transitioned to female.

4 Q. Can you explain the significance of  
5 legally changing your name in that process?

6 A. The significance, I present as  
7 female. People in my everyday life respect me  
8 as a female. Strangers look at me, they see  
9 female. [REDACTED] is not a male name -- or is not  
10 a female name, so I wanted a name that matched  
11 who I was. And so -- and I also still wanted  
12 to honor my mom and my dad, so that is where I  
13 left my middle name and my last name. But  
14 Destiny is the name that I chose.

15 Q. When did you first obtain an  
16 Alabama driver's license?

17 A. Oh, goodness. When I was sixteen.  
18 It's been a few years ago.

19 Q. So when you were sixteen. And how  
20 old were you when this name change was  
21 completed?

22 A. That was in 2015. Thirty -- I  
23 just -- twenty-nine, thirty.

1           Q. When you first obtained your  
2 driver's license at sixteen, what was the sex  
3 designation on your driver's license?

4           A. The sex that I was assigned at  
5 birth was male.

6           Q. Did you identify with the sex on  
7 your license at that time?

8           A. I presented as male at that time.

9           Q. Did you consider yourself to be a  
10 male at that time?

11          A. I have never considered myself to  
12 be a male. I have always considered myself to  
13 be a female. However, at the time of my  
14 sixteenth birthday when I obtained my driver's  
15 license I had to identify as male.

16          Q. What do you mean when you say you  
17 had to identify as male?

18          A. My parents and family would not  
19 accept me transitioning.

20          Q. I see. When did you move out from  
21 living with your parents?

22          A. When I was eighteen years old.

23          Q. Was there a time when you were able

1 to establish your identity independently as  
2 fully female?

3 A. So in a transgender person's life  
4 they have many stages of coming out. I  
5 originally came out as gay to hide the stigma  
6 that was related to transpeople. Transpeople  
7 have never been openly accepted in the world,  
8 and this is Alabama. So I originally came out  
9 as male. I started to secretly take hormones  
10 and dress privately as female -- in my own  
11 home as female. Several of my close friends  
12 knew, but outwardly I still presented as a  
13 male.

14 Q. And you referred to stages of  
15 coming out.

16 A. Uh-huh.

17 Q. Can you just take me through the  
18 stages of your becoming or recognizing  
19 yourself as female?

20 A. Can you elaborate on your  
21 question?

22 Q. So you said that there were certain  
23 stages.

1           A. Yes.

2           Q. And I believe you said that the  
3 first stage was identifying as a gay male?

4           A. Yes. At first I identified as a  
5 gay male.

6           Q. And can you recall approximately  
7 what age you were when you reached that first  
8 stage?

9           A. Eighteen. That was right after I  
10 moved out of my parents' house.

11          Q. And what would have been the next  
12 stage after that?

13          A. The next stage as far as when did I  
14 publicly or --

15          Q. I think the next stage -- in  
16 whatever order. The next stage in your  
17 awareness as you said that -- as I understand  
18 it you said it's a process.

19          A. Uh-huh.

20          Q. And I'm just asking you  
21 chronologically to take me through this  
22 process.

23          A. Sure. So, like I said, I've always



1 known I was female. I did not know another  
2 transgender individual until I moved to  
3 Birmingham, and then I could actually put  
4 something on there. I was about twenty-one  
5 when I met another trans individual and could  
6 sit down and talk with her, and we connected.  
7 It was just like the light bulb came on.

8 Q. And what do you mean by that when  
9 you say the light bulb came on?

10 A. So I didn't feel like I was  
11 mentally ill. I felt like I knew what I was.  
12 I knew it felt like I knew who I was. It was  
13 just getting to the point where I could be who  
14 I am.

15 Q. Would it be accurate to say that  
16 when you were twenty-one and you met this  
17 individual and had these conversations you  
18 became aware of what you had always been?

19 A. So are you asking if when I met  
20 this person is that when I started to identify  
21 or what is your question?

22 Q. When you understood what it meant  
23 to be a transgendered individual.

1           A. Yeah, I would safely say that was  
2 when I --

3           Q. When you understood what it was to  
4 be a transgender individual?

5           A. Yes.

6           Q. And that you were such an  
7 individual?

8           A. Yes.

9           Q. And that you were a female?

10          A. Yes.

11          Q. So that was approximately when you  
12 were twenty-one?

13          A. Uh-huh.

14          Q. And you had an Alabama driver's  
15 license at that time?

16          A. I did.

17          Q. And the sex on that license was  
18 male?

19          A. It was male, the --

20          Q. The sex -- I'm sorry. The sex  
21 designation on your license at that time was  
22 male?

23          A. Correct. It was my assigned birth.

1           Q. What was the next stage as you put  
2 it after the occasion when you were twenty-one  
3 and met this individual and had an  
4 understanding of what it meant to be  
5 transgender? Would there be another stage or  
6 development after that?

7           A. For me personally -- each  
8 individual has different stories. For me  
9 personally, I started to transition and then  
10 stopped for one reason or the other, whether  
11 it be fear of rejection from society, fear of  
12 rejection from family, fear of rejection from  
13 friends. So I kept my trans identity very  
14 private until I was about twenty-six, twenty-  
15 seven.

16           Q. And when you say you started your  
17 transition and stopped it, are you referring  
18 to publicly identifying yourself as --

19           A. No. I have always dressed  
20 privately and with friends -- one of the ways  
21 that I made cash at that point in time was I  
22 would perform at local drag shows. So I've  
23 always been known as Destiny, but when I

1 say -- when I started and stopped my  
2 transition, there were times when I would  
3 start hormones and then for one reason or the  
4 other I would stop, whether it be financial  
5 because medical insurance wasn't steadily  
6 available or I just could not get the hormones  
7 at the time for one reason or the other.

8 Q. And so this was around the time  
9 when you were living in Birmingham in 2004?

10 A. Uh-huh.

11 Q. And you would dress as a woman in  
12 drag shows?

13 A. Yes.

14 Q. Would you dress as a woman in your  
15 everyday life?

16 A. Not at work, but if I was at home,  
17 privately I identified as female.

18 Q. And what would be the next stage in  
19 your transition then from this time period?

20 A. After I moved to North Carolina and  
21 then back, I found my current doctor,  
22 Dr. Weisberg. I started to see him for  
23 hormone therapy. I then went to Dr. Keith

1     Abrams for my letter to start hormones. You  
2     have to legally see a psychiatrist in the  
3     State of Alabama before you are able to start  
4     hormones. That's when I was diagnosed with  
5     gender dysphoria and I legally started my  
6     hormones, and I have been on hormones ever  
7     since and I will be on hormones every day for  
8     the rest of my life.

9             Q. Are you aware that your attorneys  
10    have objected to you revealing any of these  
11    medical conditions about yourself?

12            A. Can you -- what do you mean by  
13    that?

14            Q. Are you aware that the state  
15    requested the plaintiffs identify medical  
16    conditions about themselves, such as whether  
17    the plaintiffs had been diagnosed with gender  
18    dysphoria and that your attorneys declined to  
19    answer those questions?

20            A. Uh-huh.

21            MR. ARKLES: Can we take a break?

22            MR. CHYNOWETH: Yes.

23            (Break taken.)

1                   MR. ARKLES: So just to state, we  
2                   don't have any objections to the questions  
3                   that you've been asking today. They are  
4                   different than the questions in the  
5                   interrogatories and we feel -- we have no  
6                   objections to the questions you've been asking  
7                   thus far.

8                   MR. CHYNOWETH: Okay.

9

10                  BY MR. CHYNOWETH:

11                 Q. I believe where we left off you  
12                 were discussing when you had returned to  
13                 St. Clair County from Asheville, North  
14                 Carolina; is that correct?

15                 A. We were talking about my medical  
16                 history and Dr. Abrams and Dr. Weisberg.

17                 Q. I'm going to ask you some questions  
18                 and your attorneys might make an objection.  
19                 Can you state whether you have been diagnosed  
20                 with gender dysphoria disorder?

21                 A. From Dr. Keith Abrams.

22                 Q. When was that?

23                 A. Oh, goodness. I do not recall the

1 exact -- it was right when I began legally my  
2 legal/medical transition.

3 Q. That would have been sometime after  
4 2010 or 2011 when you returned to the state?

5 A. I think so, yes, correct. But,  
6 again, I don't know the exact date. So I --  
7 if I -- yeah. I can get the information. I  
8 just don't know it right off the top of my  
9 head.

10 Q. Where is Dr. Abrams located?

11 A. He is located in Birmingham.

12 Q. When you returned -- did you obtain  
13 a North Carolina license when you were living  
14 in North Carolina?

15 A. I did not have -- I kept my Alabama  
16 state license.

17 Q. So you -- have you had an Alabama  
18 driver's license continuously since the age of  
19 sixteen?

20 A. Yes, I have.

21 Q. And at all times the sex  
22 designation on that license was M?

23 A. Yes, it was.

1 government identification document besides  
2 your Alabama driver's license?

3 A. My Alabama driver's license, my  
4 birth certificate, my Social Security card.

5 Q. But you have always been aware that  
6 your Alabama license had M as the sex  
7 designation on it?

8 A. Yes. It's never changed.

9 Q. Was there a time where it first  
10 bothered you that your sex on your license was  
11 M?

12 A. Yes, when I was sixteen when I got  
13 the driver's license.

14 Q. It has bothered you ever since that  
15 time?

16 A. Very much so.

17 Q. Can you state your understanding of  
18 the state's policy for when you can change  
19 your sex on a driver's license?

20 A. So the policy states, when I was  
21 finally able to read the policy -- and I do  
22 not know this word-by-word -- once a person  
23 has gender-confirming surgery. It does not



1 state what gender-confirming surgery you have  
2 to have, so --

3 Q. Can you explain to me in your own  
4 words how your inability to change the sex on  
5 your driver's license has harmed you?

6 A. Sure. I try not to show my ID at  
7 all. It's a pain in the butt to show my ID.  
8 People look at it differently. There was a  
9 time I was pulled over by a police officer as  
10 we were leaving for vacation. We left late at  
11 night so we can get there early in the  
12 morning. The demeanor of the officer changed  
13 when the officer realized that I identified as  
14 female but my driver's license says male.

15 If we go out to a restaurant and I  
16 order drinks, I try to avoid showing my ID at  
17 all costs. So I try not to drink socially  
18 unless I know the bartender or the person  
19 knows me and knows that I'm a legal adult.

20 This recent instance is this past  
21 Tuesday during voting. I presented as  
22 female. I am a female. The clerk at the  
23 polling place referred to me with male

1 pronouns and called me a sir in front of fifty  
2 or so people.

3           So it's very dangerous for a  
4 transperson to have that identification  
5 because of the way people treat you and the  
6 way -- the officer easily could have been  
7 worse than what he was. If someone would have  
8 heard the polling person call me sir and refer  
9 to me with male pronouns and they wanted to  
10 cause a ruckus outside of the polling place,  
11 it's a danger to myself.

12           Q. I'm going to ask you some questions  
13 about some of the allegations in the  
14 complaint, and I'm going to give you a copy  
15 for your reference. I'm not going to put it  
16 in as an exhibit, if that's okay with you.

17           MR. ARKLES: That's fine.

18           A. What page are you starting from?

19           Q. Can you turn to paragraph four?  
20 And I believe we just covered some of this,  
21 but do you see in paragraph four where it says  
22 Ms. Clark avoids lawful activities that could  
23 lead her to have to show her license?

1           A. Uh-huh.

2           Q. Can you tell me what that  
3 allegation is based on?

4           A. Well, the -- it's not an  
5 allegation. It's those events that I just  
6 previously described to you: Being pulled  
7 over by a police officer; I don't show my ID  
8 at grocery stores to buy alcohol; I don't go  
9 to places where I would be required to show my  
10 ID; just this past week with voting. So those  
11 are some of the things.

12          Q. So when you voted on Tuesday you  
13 used your Alabama driver's license as your  
14 photo ID?

15          A. I do. It was this photo -- this  
16 driver's license right here.

17          Q. And you're pointing to Defendant's  
18 Exhibit 2?

19          A. My -- Exhibit Number 2.

20          Q. Can you turn to page 15? Does it  
21 say in paragraph 77 that you have corrected  
22 your gender with the Social Security  
23 Administration?

1           A. Yes, it does.

2           Q. What did that process involve?

3           A. The process involved I took the  
4 probate order from Judge Bowling to the Social  
5 Security office in Trussville. The nice lady  
6 behind the desk said I assume you would like  
7 me to change this from male to female, and I  
8 said yes, please. She changed it right then  
9 and there.

10          Q. So the only thing that was required  
11 was the proof of your change of name?

12          A. Correct.

13          Q. Do you see paragraph 78 where it  
14 says Ms. Clark has tried to change the gender  
15 listed on her Alabama license multiple times?

16          A. I do.

17          Q. Do you recall how many times you  
18 have tried to change the gender on your  
19 license?

20          A. Three. And then I stopped.

21          Q. Can you tell me when you recall the  
22 first time was?

23          A. The first time was shortly after I

1 changed my name legally.

2 Q. So that would have been in  
3 approximately April of 2015?

4 A. Correct.

5 Q. Where was that?

6 A. That was in Pell City.

7 Q. Can you tell me what happened when  
8 that happened?

9 A. Sure. I went to the driver's  
10 license office, and they sent me downstairs to  
11 the state examiner. The state examiner then  
12 told me I had to contact the Montgomery  
13 office. I contacted the Montgomery office,  
14 and that was when I first spoke with  
15 Ms. Eastman. That was when she said it's a  
16 simple process. All I have to do is backspace  
17 the M and put an F and the next day you're  
18 ready to get your driver's license changed. I  
19 just need the documents from your doctor.  
20 That is when I sent all of the information I  
21 had, plus my letter from my doctor. And  
22 that's when it was denied the first time.

23 Q. Can you tell me any other details

1           A. Yes, P1. I apologize.

2           Q. The letter in P1. So Dr. Bowling  
3 in that letter refers to a surgical procedure  
4 related to gender transformation on March 2nd,  
5 2016. Is that referring to breast  
6 augmentation surgery?

7           A. That is correct.

8           Q. Do you recall -- so you recall a  
9 second time in which you attempted to have  
10 your sex changed on your driver's license?

11          A. Yes.

12          Q. And P1 was submitted in connection  
13 with that second request?

14          A. Correct.

15          Q. Do you -- can you tell me the  
16 details of that process?

17          A. So I sent this -- this to  
18 Ms. Eastman. I did not give her any further  
19 information other than this, and that is when  
20 she says, well, if you have it, we can do it.  
21 And I sent it to her and I did not hear  
22 anything from her. That was the second time I  
23 called. Two days later without hearing

1 anything from anyone from earlier I called and  
2 spoke with someone who was under Ms. Eastman.  
3 And then she said Ms. Eastman called the  
4 doctor's office without my permission to  
5 receive information about my medical care, and  
6 that was when Ms. Eastman then denied the  
7 change again.

8 Q. Do you recall any discussions with  
9 Ms. Eastman about what kind of medical  
10 documentation would be sufficient to have your  
11 sex changed on your license?

12 A. She said the full surgery. So the  
13 full surgery for me is breast augmentation.

14 Q. What did you understand her to mean  
15 by full surgery?

16 A. My understanding was that she  
17 wanted the full surgery. So for my full  
18 surgery, my full surgery was breast  
19 augmentation. The only thing I can assume  
20 that she was thinking was she wanted that I  
21 have the full sexual reassignment surgery.

22 Q. And do you understand what full  
23 sexual reassignment surgery means?

1           A. So, again, sexual reassignment, the  
2 full surgery is different for different  
3 individuals. For myself the full surgery  
4 was -- ended at my breast augmentation.

5           Q. Do you understand what Ms. Eastman  
6 meant by full sex reassignment surgery?

7           A. I can only assume she meant that  
8 she wanted me to have the full sexual  
9 reassignment surgery.

10          Q. Which would be what?

11          A. It would mean that I would have to  
12 go through a full sex change.

13          Q. And do you understand what that  
14 process entails?

15          A. I do.

16          Q. So we've talked about two attempts  
17 to change your driver's license in which you  
18 had conversations with Ms. Eastman. Has there  
19 been any other attempt to change your license?

20          A. There has not.

21          Q. So can you tell me whether the  
22 allegations in paragraphs 79 through 85 refer  
23 to the first or the second of those



1 attempt to change the sex on your license you  
2 sent P1 as well as P2 again?

3 A. Correct.

4 Q. In paragraph 87 does the complaint  
5 refer to a traffic stop by a police officer in  
6 Odenville?

7 A. It does.

8 Q. Do you recall what year that was?

9 A. I do not. It was two or three  
10 years ago. We were -- myself, my sister, my  
11 niece, and my boyfriend were going down to see  
12 my mother who lives in south Alabama.

13 Q. And were you required to show your  
14 driver's license in connection with that  
15 traffic stop?

16 A. I was. This is the traffic stop  
17 that I previously told you about earlier.

18 Q. Correct. Can you just take me  
19 through the details of that incident?

20 A. Sure. So we left late at night  
21 because we wanted to drive all night to be  
22 there all day to get on the beach. Pulled out  
23 of the street we live on. My sister and I

1 live in the same subdivision. We pulled out.  
2 And I noticed a car behind me. It was late at  
3 night. The officer waited until right before  
4 his jurisdiction ended. Here's the parking  
5 lot. Here's the sign that said his  
6 jurisdiction ended in a different city. And  
7 they pulled me over. And the demeanor of the  
8 officer was really nice, where are you headed  
9 to, just checking things, it's kind of out  
10 late for somebody to be leaving, I just want  
11 to be sure everything is okay, can I see your  
12 driver's license. I said sure. I gave him my  
13 driver's license. He came back. His demeanor  
14 was completely changed. At one point in time  
15 he told me to slow down, shouldn't be out this  
16 late. I'm like okay. So the demeanor of the  
17 officer quickly changed when he saw the  
18 driver's license.

19 Q. And you believe that this was the  
20 result of seeing the sex designation on your  
21 driver's license?

22 A. I'm one hundred percent positive.  
23 Odenville is a very small town and it's very

1 viewable?

2 A. Yes, there are.

3 Q. And those are things related to  
4 your activity as a transgender activist?

5 A. Yes.

6 Q. That's all. I'm done with that  
7 line of questioning.

8 Can you explain what you mean by  
9 being a transgender activist?

10 A. And I shouldn't say transgender  
11 activist because I'm not an activist just for  
12 transpeople. I'm an activist for the LGBTQ  
13 people and the LGBTQ community.

14 Q. And does that involve your  
15 membership in certain organizations?

16 A. It does.

17 Q. And what are some of those  
18 organizations?

19 A. I am currently the president of  
20 Central Alabama Pride, the largest and oldest  
21 LGBTQ Pride organization in Alabama. I'm also  
22 queen for the Magic City Sisters of Perpetual  
23 Indulgence.

1 Q. Do you understand that you could  
2 obtain a U.S. passport that would designate  
3 your sex as female?

4 A. According to this? I've not ever  
5 known it to be, so this is a first time seeing  
6 this. I've never had the need for a passport.

7 Q. Would you like to have a passport  
8 that designated your sex as female?

9 A. I would like to have a driver's  
10 license that designate it. I mean, I have no  
11 plans to travel so I wouldn't see the need for  
12 a passport.

13 Q. Well, my question was would you  
14 like to have a passport that said that your  
15 sex was female on it?

16 A. I don't see a need for it because I  
17 have no plans to travel, and I don't leave the  
18 country.

19 Q. Can you use a passport for things  
20 other than travel?

21 A. Well, I assume you can. It is a  
22 United States document.

23 Q. If you wanted to obtain a passport,

1 And then the third time was after the breast  
2 augmentation.

3 Q. Okay. Thank you. And how many  
4 years have you worked in the food industry?

5 A. Since I was eighteen. So it's been  
6 a good many years, thirteen plus.

7 Q. And in the course of your work in  
8 the food industry, do you need to verify  
9 people's age before serving them alcohol?

10 A. Yes.

11 Q. And how many times has somebody  
12 presented a passport to you to verify their  
13 age in those years?

14 A. I have never had anyone to present  
15 a passport for age verification.

16 Q. If somebody did show you a passport  
17 to verify their age, how would you react to  
18 that?

19 A. It would kind of shock me because  
20 it's never been done, but -- it would take me  
21 a little bit longer to find where the birth  
22 date is because I have never looked at the  
23 passport.

1           Q. Thank you. And could you describe  
2 how you understand the risk to yourself when  
3 you post on Facebook about a transgender  
4 event?

5           A. So the risk to myself on Facebook,  
6 there are keyboard warriors, and I can take  
7 keyboard warriors. Those don't necessarily  
8 mean that I'm going to be physically harmed.  
9 They can't come through the computer and punch  
10 me in the face.

11          Q. Could you describe what you mean by  
12 keyboard --

13          A. Keyboard warriors are those who  
14 post awful things about transpeople, trans  
15 violence, who -- I think one of my emails I've  
16 gotten is freak, I'm going to kill you, I'm  
17 going to hang you. Those are just some of the  
18 messages.

19          Q. Okay. And how is that different  
20 from the risk that you anticipate when you  
21 share your license with somebody who is right  
22 in front of you?

23          A. If I show them right in front of

1 me, it's a great risk because they see it.  
2 We're feet from each other. The harm is right  
3 there.

4 Q. What do you mean by right there?

5 A. It's in the two feet vicinity  
6 from -- if someone wants to see that and wants  
7 to commit a violent crime, they can do so.

8 Q. Okay. And what is the risk that  
9 you perceive to yourself when you are  
10 participating in -- well, I'm sorry. Withdraw  
11 that.

12 When you serve as queen with the  
13 Sisters of Perpetual Indulgence what sort of  
14 events do you appear at?

15 A. The only events that we've ever  
16 really appeared at that -- when I have been  
17 queen has been LGBTQ events to raise funds for  
18 HIV awareness.

19 Q. Okay. And is it fair to say they  
20 are a lot of LGBTQ people at those events?

21 A. It's predominantly LGBTQ people and  
22 their allies.

23 Q. And so what's the risk that you

1 perceive to yourself when you appear publicly  
2 at those events?

3 A. At those events I don't -- I don't  
4 feel like I'm at harm because I do have enough  
5 people that if something were to happen I  
6 would be quickly defended.

7 Q. And how is that different from the  
8 risk that you perceive when showing your  
9 driver's license to a stranger?

10 A. A stranger, I don't know how  
11 they're going to react with that. There's  
12 always the risk of violence. So if they see  
13 that and they choose to be -- I'm here in the  
14 south -- there are really -- there's a lot of  
15 hate groups. So if one of them particularly  
16 wants -- is a hate -- part of that hate group  
17 and I don't know it and they ask for the ID  
18 it's very simple that they could commit  
19 violence right there, beat me up, shoot me, do  
20 something.

21 MR. ARKLES: Thank you. Those are  
22 all of my questions. Do you have any follow-  
23 ups?